

1
2
3
4
5
6
7
8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**
10 **SAN JOSE DIVISION**

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 MARK DEHART,

15 Defendant.
16

Case No. 21-cr-71523 MAG

**PRETRIAL RELEASE
REVOCATION ORDER;
DETENTION ORDER; AND ORDER
SETTING FURTHER HEARING**

Hearing: 4/1/2022

17
18 In accordance with the Bail Reform Act, on April 1, 2022, I held a hearing to
19 determine whether defendant Mark Dehart had violated the conditions of his pretrial release
20 as charged by Pretrial Services. The defendant appeared at the hearing via Zoom with CJA
21 attorney Jay Rorty.

22 Under 18 U.S.C. §3148(b)(1)(B), I find that there is clear and convincing evidence
23 that defendant violated his pretrial release conditions by being expelled from the Newbridge
24 residential treatment program for failing to abide by the rules and regulations of Newbridge.
25 I further find that Dehart presently is “unlikely to abide by any condition or combination of
26 conditions of release” as this is the third residential program he has been terminated from in
27 the last year. 18 U.S.C. §3148(b)(2)(B). Consequently, I order revocation of pretrial
28 release and detention of the defendant.

1 The defendant is committed to the custody of the Attorney General or his designated
2 representative for confinement in a corrections facility separate, to the extent practicable,
3 from persons awaiting or serving sentences or being held in custody pending appeal. The
4 defendant must be afforded a reasonable opportunity for private consultation with defense
5 counsel. On order of a court of the United States or on the request of an attorney for the
6 Government, the person in charge of the corrections facility must deliver the defendant to a
7 United States Marshal for the purpose of an appearance in connection with a court
8 proceeding.

9 Finally, I set the next bail status hearing for May 4, 2022, at 1:30 p.m. in San Jose,
10 before me in a courtroom to be determined. There is also an arraignment on information set
11 for April 11, 2022, at 2:00 pm. by Zoom before the duty Magistrate Judge Virginia
12 DeMarchi.

13 IT IS SO ORDERED.

14 Date: 4/1/2022


Nathanael M. Cousins
United States Magistrate Judge